

Dale M. Cendali  
Luke Budiardjo  
KIRKLAND & ELLIS LLP  
601 Lexington Avenue  
New York, New York 10022  
Telephone: (212) 446-4800  
Facsimile: (212) 446-4900  
[dale.cendali@kirkland.com](mailto:dale.cendali@kirkland.com)  
[luke.budiardjo@kirkland.com](mailto:luke.budiardjo@kirkland.com)

Robyn E. Bladow (admitted *pro hac vice*)  
KIRKLAND & ELLIS LLP  
555 South Flower Street, Suite 3700  
Los Angeles, CA 90071  
Telephone: (213) 680-8400  
Facsimile: (213) 680-8500  
[robyn.bladow@kirkland.com](mailto:robyn.bladow@kirkland.com)

*Attorneys for Defendants*

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

TIPSY NAIL CLUB LLC, SALON  
PHOENIX COSMETOLOGY, LLC,  
RAPHA MASSAGE, LLC, ENLIGHTEN  
MASSAGE THERAPY LLC, THE  
FACIAL BAR, LLC, SALON GOLDYN,  
INC., and SALON HAIRROIN, INC.,

Plaintiffs,

- v. -

CLASSPASS, INC., CLASSPASS, LLC,  
FRITZ LANMAN, and PAYAL  
KADAKIA,

Defendants.

Case No. 1:21-cv-8662 (AT) (SN)

ECF Case

**DEFENDANTS' NOTICE OF MOTION TO DISMISS**

**PLEASE TAKE NOTICE** that, upon the accompanying memorandum of law in support of this motion, Defendants ClassPass Inc., ClassPass, LLC, Fritz Lanman, and Payal Kadakia will move this Court, before the Honorable Analisa Torres, Judge of the United States District Court for the Southern District of New York, at the United States District Courthouse, located at 500 Pearl Street, New York, New York 10007, at a time and place to be scheduled by this Court, for an order pursuant to Federal Rule of Civil Procedure 12(b)(6), and for lack of Article III standing and subject matter jurisdiction under Rule 12(b)(1), dismissing Plaintiffs Tipsy Nail Club LLC, Salon Phoenix Cosmetology, LLC, Rapha Massage, LLC, Enlighten Massage Therapy LLC, The Facial Bar, LLC, Salon Goldyn, Inc., and Salon Hairroin, Inc.'s Complaint with prejudice.

Dated: April 11, 2022

*/s/ Dale M. Cendali*

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Dale M. Cendali  
Luke Budiardjo  
KIRKLAND & ELLIS LLP  
601 Lexington Avenue  
New York, New York 10022  
Telephone: (212) 446-4800  
Fax: (212) 446-6460  
dale.cendali@kirkland.com  
luke.budiardjo@kirkland.com

Robyn Bladow (admitted *pro hac vice*)  
KIRKLAND & ELLIS LLP  
555 South Flower Street, Suite 3700  
Los Angeles, CA 90071  
Telephone: (213) 680-8400  
Fax: (213) 680-8500  
robyn.bladow@kirkland.com

*Attorneys for Defendants ClassPass Inc.,  
ClassPass, LLC, Fritz Lanman  
& Payal Kadakia*

**CERTIFICATE OF SERVICE**

I hereby certify that on April 11, 2022 the foregoing document was filed electronically with the Clerk of the Court using the CM/ECF system, which will automatically send notification of such filing to all the attorneys of record.

/s/ Dale M. Cendali  
Dale M. Cendali